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REJECTION OVER A "PRIOR" PATENT**Docket Number: 10/2003-001
VI/96-001, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

In re Application of: DAVID M. REILLY et al.

Application No.: 10/668,055

Filed: SEPTEMBER 22, 2003

For: FRONT LOADING INJECTOR SYSTEM WITH PRESSURE JACKET ASSEMBLY AND SYRINGE

The owner, MEDRAD, INC., of 100 percent interest in the instant application hereby disclaims, except as provided herein, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No. 5,899,865 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, the term of said prior patent is presently shortened by any terminal disclaimer, in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is rescinded; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that those statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 31289

Gregory L. Brailey
Signature

FEBRUARY 17, 2005
DateGREGORY L. BRAILEY
Typed or printed name(412) 787-2400
Telephone Number

- ☒ Terminal disclaimer for under 37 CFR 1.20(d) included.

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Form PTO/SB06 may be used for making this certification. See MPEP § 324

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENTDocket Number (Optional) 30541
VI/96-001.D2.C.C.D.CER.A. 10668055

In re Application of DAVID M. REILLY et. al

Application No. 10/668,055

Filed: SEPTEMBER 22, 2003

For FRONT LOADING INJECTOR SYSTEM WITH PRESSURE JACKET ASSEMBLY AND SYRINGE

The owner, MEDRAD, INC., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,371,938 as the term of said prior patent is defined in 35 U.S.C. 154 and 171, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as the term of said prior patent is presently shortened by any terminal disclaimer, in the event that said prior patent later:

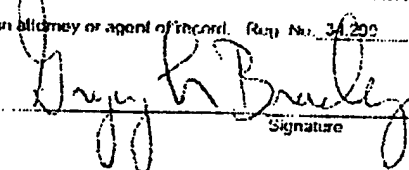
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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like are made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,292



Signature

FEBRUARY 17, 2005
DateGREGORY I. BRADLEY
Typed or printed name412 767 2400
Telephone Number

- ☒ Terminal disclaimer (on under 37 CFR 1.206(d)) included.

The Commissioner has Patent is hereby authorized to charge and the appropriate fees in connection with the terminal disclaimer to Bureau Account for 1/17/2005

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

DocRef Number: 170000000271 TE A DOUBLE
VI/96-00402-00 DIGITAL PRIOR PATENT

For: FRONT LOADING INJECTOR SYSTEM WITH PRESSURE JACKET ASSEMBLY AND SYRINGE

The owner, MEMORAD INC. of 100 percent interest in the instant application hereby decides, insofar as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 5,779,625 as the term of said prior patent is defined in 35 U.S.C. 154 and 1/2, and as the term of said prior patent is presently shortened by any minor disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantor, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal date of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, but the term of said prior patent is presently shortened by any terminal disclaimer, in the event that said prior patent later

expenses for failure to pay a maintenance fee;

is held uninterpretable:

as found invalid by a court of competent jurisdiction:

is absolutely disclaimed in whole or partially disclaimed under 37 CFR 1.321.

has all claims canceled by a reexamination certificate.

is robust; or

is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

- 2 ☒ The undersigned is an attorney or agent of record. Reg. No. 34,299

September

FEBRUARY 17, 2005
Date

GREGORY L. BRADLEY

Typed or printed names

Telephone Number: (412) 767-2400

- ☒ Terminal disclaimer for under 37 CFR 1.20(d) included. The Commission for Patent & Trademark authorized to designate the appropriate text in accordance with the Terminal Disclaimer to United States Pat. & Trad. Off.

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